

UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES

Patent Interference No. 105,486 (RT)

The Trustees of
PRINCETON UNIVERSITY
and
IMCLONE SYSTEMS INC.,¹
(4,882,269 and 5,424,188),
Junior Party,

v.

ENZO LIFE SCIENCES, INC.²
(08/479,995),
Senior Party.

REDECLARATION - Bd.R. 203(c)

By TORCZON, Administrative Patent Judge.

1 A. Declaration of interference

2 An interference is declared pursuant to reflect the junior party's notice of real parties-in-
3 interest.

4 B. Telephone conference

5 This afternoon there was a telephone conference involving Thomas Gallagher for
6 Princeton et al., Gene Rzucidlo and Robert Schulman for Enzo, and Richard Torczon for the
7 Board.

¹ Abbott Laboratories, Bayer Corporation, and Chiron Corp. are sublicensees.

² A subsidiary of Enzo BioChem, Inc.

1 The parties requested that the time for filing their motions lists and for the initial status
2 conference be deferred because they had not received copies of the involved and benefit files.

3 The request is GRANTED.

4 Princeton et al. has not identified a backup counsel but will address this issue no later
5 than **2 October 2006**. Princeton also agreed to advise Enzo of whether it intends to contest the
6 interference by the same date.

7 C. Conference call to set dates

8 The telephone conference call to set dates for action in this contested case is rescheduled
9 for **2 p.m. on 25 October 2006**. (The Board will initiate the call.)

10 No later than **23 October 2006**, each party shall file and serve (SO ¶¶ 10.1 & 105) a list
11 of the motions (Bd. R. 120; Bd. R. 204; SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

12 D. Order form for requesting file copies

13 Although both sides have now requested files, a page appears to be missing from
14 Princeton's file request. The Board may need Princeton to file a corrected request to ensure
15 proper action on the request.

cc:

Thomas C. Gallagher, IMCLONE SYSTEMS, INC., of New York City, New York, for the
Trustees of Princeton University and ImClone Systems, Inc.

Eugene C. Rzucidlo, HUNTON & WILLIAMS, LLP of New York City, New York, for Enzo
Life Sciences, Inc. With him, Robert M. Schulman, HUNTON & WILLIAMS, LLP, of Washington,
D.C.

Townes, Yolunda

From: Townes, Yolunda on behalf of Interference Trial Section
Sent: Monday, September 25, 2006 6:46 PM
To: 'gcr@hunton.com'; 'rschulman@hunton.com'; 'tom.gallagher@imclone.com'
Subject: Interference #105486_010 (RT) - Redecoration-Bd.R. 203(c)
Attachments: 105486_010.pdf

Redecoration - Bd.R. 203(c)

Yolunda R. Townes
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9/25/06